



03500.011922.2

PATENT APPLICATION

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

MITSUTOSHI HASEGAWA

Application No.: 09/966,595

Filed: October 1, 2001

For: METHOD OF MANUFACTURING  
ELECTRON-EMITTING DEVICE,  
ELECTRON SOURCE AND IMAGE-  
FORMING APPARATUS

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR ACKNOWLEDGMENT OF CONSIDERATION  
OF PREVIOUSLY CITED ART**

Sir:

Applicant has received a Notice of Allowance (dated March 19, 2004) from the U.S. Patent and Trademark Office (USPTO) in this application. The Examiner is sincerely thanked for allowing this application. However, Applicants have not yet received confirmation that the Examiner has considered the art cited in the Information Disclosure Statement filed in the USPTO on February 26, 2004 and the English translation of that art, supplied with the Submission of English Translation filed in the USPTO with a certificate of mailing under 37 C.F.R. § 1.8 on March 18, 2004 (i.e., prior to issuance of the Notice of

Allowance).<sup>1</sup> A copy of the Information Disclosure Statement, a copy of the Submission of English Translation, and copies of the associated Forms PTO-1449, are enclosed, as are copies of return receipt postcards stamped by the USPTO to confirm receipt thereof.

STATEMENT UNDER 37 C.F.R. § 1.97(e)(1))

It is noted that the art cited in the Information Disclosure Statement filed on February 26, 2004 was first cited in any foreign counterpart within the three months prior to the filing of the Information Disclosure Statement, and therefore no \$180.00 is believed to be necessary for having that art considered.

CONCLUSION

Applicants respectfully request that the Examiner consider and make of record the art cited in the Information Disclosure Statement and the English translation of that art cited in the Submission of English Translation mentioned above, and issue initialed copies of the accompanying Forms PTO-1449 as confirmation thereof.

If the Examiner needs an additional copy of the cited art, the Examiner is respectfully requested to contact Applicant's undersigned representative.

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<sup>1/</sup> The Submission of English Translation was filed as a supplement to the Information Disclosure Statement.

Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

  
\_\_\_\_\_  
Attorney for Applicant  
\_\_\_\_\_  
Registration No. 42,476

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200

NY\_MAIN 419213v1



Commissioner for Patents  
Washington, D.C. 20231

Date 3/18/04  
Mo. Day Yr.  
03500, 011922,3

Atty. Docket

Application No. 09/966,595



Sir:

Kindly acknowledge receipt of the accompanying:

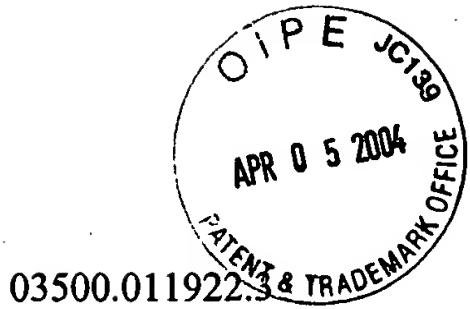
Response to Official Action: \_\_\_\_\_  
 Check for \$ \_\_\_\_\_ (claims fee)  
 Petition under 37 CFR 1.136 and Check for \$ \_\_\_\_\_  
 Notice of Appeal and Check for \$ \_\_\_\_\_  
 Information Disclosure Statement, PTO-1449 and 1 (one) documents  
 Claim for priority and certified copies of \_\_\_\_\_ priority applications  
 Issue fee transmittal and Check for \$ \_\_\_\_\_  
 Other (specify)

by placing your receiving date stamp hereon and mailing or returning to deliverer.

Atty. FAD/AM

Due Date N, D, D  
Mo. Day Yr.

37 CFR 1.8   
37 CFR 1.10   
By Hand



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

MITSUTOSHI HASEGAWA

Application No.: 09/966,595

Filed: October 1, 2001

For: METHOD OF MANUFACTURING  
ELECTRON-EMITTING DEVICE,  
ELECTRON SOURCE AND IMAGE-  
FORMING APPARATUS

)  
: Examiner: M. Cleveland  
)  
: Group Art Unit: 1762  
)  
:  
)  
:  
)  
:  
: March 18, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUBMISSION OF ENGLISH TRANSLATION

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, and supplemental to the Information Disclosure Statement filed on February 26, 2004, Applicant is submitting herewith the document listed on the enclosed Form PTO-1449. One copy of the listed

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

March 18, 2004  
(Date of Deposit)

Frank A. DeLucia, Jr.

(Name of Attorney for Applicant)

Frank DeLucia  
Signature

March 18, 2004  
Date of Signature

document is enclosed. The document is an English translation of Japanese Publication No. 07-81057, respectively, which was cited in the Information Disclosure Statement filed on February 26, 2004.

For the concise explanation of relevance for the mentioned Japanese publication, which is non-English, the Examiner is respectfully referred to the enclosed English translation which corresponds thereto.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Since the enclosed English translation is submitted merely as a supplement to the Information Disclosure Statement timely filed on February 26, 2004 (and prior to issuance of a Notice of Allowance), which cited the Japanese version of the translation, it is believed that no fee is required in connection with this Submission. However, if a fee is deemed required, please charge any such fee to Deposit Account 06-1205.

Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

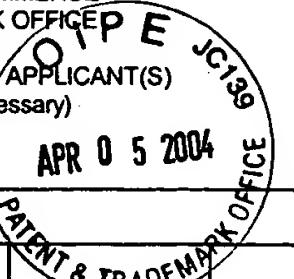
Respectfully submitted,

  
\_\_\_\_\_  
Attorney for Applicant

Registration No. 42,476

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3800  
Facsimile: (212) 218-2200

NY\_MAIN # 416011v1

FORM PTO 1449 (modified)  U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  LIST OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary)		ATTY DOCKET NO. <b>03500.011922.3</b>	APPLICATION NO. <b>09/966,595</b>			
		APPLICANT <b>Mitsutoshi Hasegawa</b>				
		FILING DATE <b>October 1, 2001</b>	GROUP <b>1762</b>			
U.S. PATENT DOCUMENTS						
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO/ OR ABSTRACT
	<b>7-81057</b>	<b>03/28/95</b>	<b>Japan</b>	<b>B41J</b>	<b>2/045</b>	<b>Trans.</b>
OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)						
EXAMINER			DATE CONSIDERED			

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date 2, 26, 04  
Mo. Day Yr.  
03500.011922.3  
Atty. Docket  
Application No. 09/966,595

Sir:

Kindly acknowledge receipt of the accompanying:

Response to Official Action.

Check for \$ \_\_\_\_\_ (claims fee)

Petition under 37 CFR 1.136 and Check for \$ \_\_\_\_\_

Notice of Appeal and Check for \$ \_\_\_\_\_

Information Disclosure Statement, PTO-1449 and (one) documents

Claim for priority and certified copies of \_\_\_\_\_ priority applications

Issue fee transmittal and Check for \$ \_\_\_\_\_

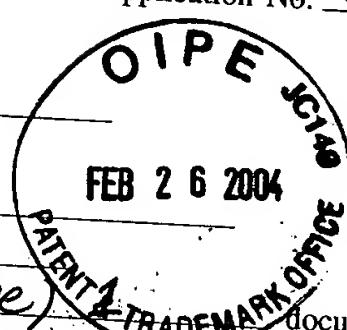
Other (specify). Chinese Office Action + Eng. Trans. dated 01/16/04  
by placing your receiving date stamp hereon and returning to deliverer.

FCHS-D-00

Atty. FAD/am

Due Date N, D, D  
Mo. Day Yr.

\*By Hand





03500.011922.3

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
MITSUTOSHI HASEGAWA ) : Examiner: M. Cleveland  
Application No.: 09/966,595 ) : Group Art Unit: 1762  
Filed: October 1, 2001 )  
For: METHOD OF MANUFACTURING )  
ELECTRON-EMITTING DEVICE, )  
ELECTRON SOURCE AND IMAGE- )  
FORMING APPARATUS : February 25, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SECOND INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the document listed on the enclosed Form PTO-1449. A copy of the listed document is also enclosed, together with a copy of a January 16, 2004, Chinese Office Action (and an English translation thereof) citing it, issued in a Chinese counterpart of the present application.

The concise explanation of relevance for the non-English document JP 07-81057 is provided by the English abstract attached thereto.

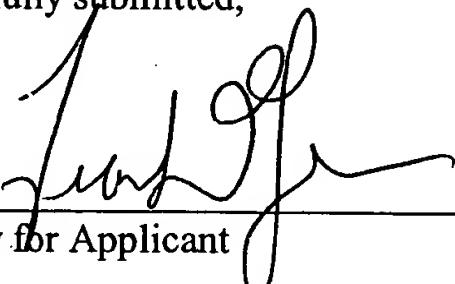
Applicant notes that non-U.S. Patent document EP 0 658 912 A1 is not listed on the Form PTO-1449, since it was previously cited in an Information Disclosure Statement filed on October 1, 2001.

Since no final Office Action or Notice of Allowance has been received in this application since the issuance of the previous non-final Office Action, it is believed that no \$180.00 fee is required in connection with this paper. However, if a fee is required, please charge any such fee to Deposit Account 06-1205.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

  
\_\_\_\_\_  
Attorney for Applicant

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New York, New York 10112-3800  
Facsimile: (212) 218-2200

NY\_MAIN # 409655v1

**\*EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.